



#6
2152

PATENT
Customer Number 22,852
Attorney Docket No. 08098.0010

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Dennis MENDIOLA et al.

Application No.: 09/846,376

Filed: May 2, 2001

For: METHOD AND SYSTEM FOR
TRACKING THE ONLINE
STATUS OF ACTIVE USERS OF
AND INTERNET-BASED
INSTANT MESSAGING SYSTEM

Group Art Unit: 2152

Examiner: Unassigned

RECEIVED
OCT 11 2001
Technology Center 2100

RECEIVED
SEP 26 2001
Technology Center 2100

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

SECOND INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents are attached. Each document listed in this Information Disclosure Statement was cited in search reports from the International Searching Authority of the European Patent Office in counterpart international applications. Copies of these search reports are also attached.

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, CARRETT,
& DUNNER, L.L.P.
1300 I STREET, N.W.
WASHINGTON, DC 20005
202-408-4000

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: September 19, 2001

By: 

R. Bruce Bower
Reg. No. 37,099

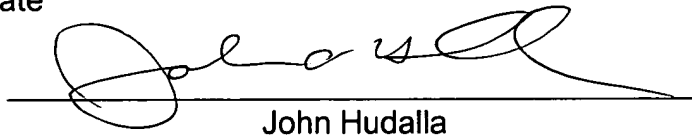


CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

RECEIVED
OCT 11 2001
Technology Center 2100

I hereby certify that this correspondence is being deposited with the United States Postal Services under 37 C.F.R. § 1.8 on the date indicated below and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

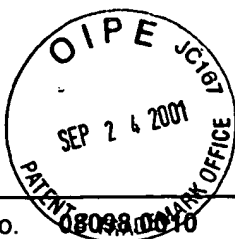
on September 19, 2001
Date


John Hudalla

RECEIVED
SEP 26 2001
Technology Center 2100

Enclosures:

1. Information Disclosure Statement under 37 C.F.R. §§ 1.56 and 1.97(b), 2 pgs
2. PTO Form 1449, 1 pg
3. 3 references (copies attached)
4. Three International Search Reports (2 pgs. ea.)
5. Certificate of Mailing 1.8



OMB No. 0651-0011

INFORMATION DISCLOSURE CITATION

Atty. Docket No.	0809800010	Serial No.	09/846,376
Applicant	Dennis MENDIOLA et al.		
Filing Date	May 2, 2001	Group:	2152

RECEIVED
OCT 11 2001
Technology Center 2100

U.S. PATENT DOCUMENTS							
Examiner Initial*		Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate

RECEIVED
SEP 26 2001
Technology Center 2100

FOREIGN PATENT DOCUMENTS							
		Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
		EP 0 898 431 A1	2/24/99 ✓				
		WO 00 16209	3/23/00 ✓				
		WO 99 48011	9/23/99 ✓				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)	
	International Search Report - International Application No. PCT/SG 00/00068
	International Search Report - International Application No. PCT/SG 00/00069
	International Search Report - International Application No. PCT/SG 00/00070

Examiner	Date Considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce